

[26th March 1929]

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" I do not know, Sir."

Mr. G. HARISARVOTTAMA RAO :—" May I know whether the externment from the Nizam's Dominions in this case is without limit of time or is it limited to any particular period of time? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" I do not know, Sir."

Mr. A. KALESWARA RAO :—" May I know what political complexion is involved in the externment? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" The Government of His Exalted Highness the Nizam thought that this gentleman was not a fit person to be a subject of that State."

Mr. K. R. KARANT :—" May I know whether this Government have seen any order of the Nizam's Government and whether there has been any representation from the Nizam's Government in this matter? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" I already answered that question, Sir."

Mr. G. HARISARVOTTAMA RAO :—" May I know whether the Government debar this gentleman from being an honorary magistrate for life if the externment is for life? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" The question of his incapacity for life has not arisen."

References to Executive Council Members, etc., by Mr. Paisley.

* 1894 Q.—Dr. B.S. MALLAYYA: Will the hon. the Law Member be pleased to state—

(a) whether Mr. Paisley gave excellent references and whether these references included (1) a Member of the Viceroy's Executive Council, (2) an ex-Member of the Madras Executive Council, (3) an ex-Minister of the Madras Cabinet, (4) an ex-President of the Madras Legislative Council and (5) a present Judge of the High Court;

(b) whether Government made any reference to any of these gentlemen and, if so, with what result; and

(c) if not, why not.

A.—(a) to (c) In a petition submitted to the Government Mr. Paisley suggested references to some of the gentlemen indicated in the question. The Government did not consider it necessary to make any reference to them.

Mr. B. RAMACHANDRA REDDI :—" It is stated in the answer that Mr. Paisley suggested references to some gentlemen as mentioned in the question. May I know whether the gentlemen to whom reference was made spoke well of this particular gentlemen, Mr. Paisley? "

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—" He simply suggested references to some of these gentlemen, but no reference was made by the Government to those gentlemen."

Mr. ABDUL HAMEED KHAN :—" May I know whether the Government would make a reference to these gentlemen now that they have come to know of this question of externment? "

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The hon. Diwan Bahadur M. KRISHNAN NAYAR :—“ There is no need, because the order of the Government is based upon the fact of externment and that is a circumstance which is admitted by Mr. Paisley himself.”

Alleged representation against the withdrawal of Mr. Paisley's powers.

* 1895 Q.—Dr. B. S. MALLAYYA : Will the hon. the Law Member be pleased to state—

(a) whether any representation was received from the Honorary Presidency Magistrates' Association objecting on principle to the withdrawal of Mr. Paisley's powers ; and

(b) if so, what was the reply given by Government to the Association ?

A.—(a) The answer is in the affirmative.

(b) The Government did not consider it necessary to issue a reply.

Dr. B. S. MALLAYYA :—“ Are the Government to be guided, Sir, by the externment orders passed by His Exalted Highness the Nizam or by whomsoever it might have been or by their own officers or committee in appointing a person as honorary magistrate ? Are they going to respect the opinions of their own officers doing honorary service or the opinion of a neighbouring potentate who happens to be now in favour with the local Government ? ”

The hon. the PRESIDENT :—“ The question does not arise.”

Mr. ABDUL HAMEED KHAN :—“ May I know if there are any qualifications that are mentioned in the rules which enable Government to appoint honorary magistrates, and if one of the rules is to the effect that anybody externed from a neighbouring State is also disqualified ? ”

The hon. the PRESIDENT :—“ The supplementary question has no bearing on the answer given here.”

Mr. G. HARISARVOTTAMA RAO :—“ May I know from the Law Member whether this Government has entered into an agreement with the Nizam's Government that any person externed from their state . . . ? ”

The hon. the PRESIDENT :—“ How does it arise out of this question which relates to a representation from the Honorary Presidency Magistrates' Association ? ”

Dr. B. S. MALLAYYA :—“ May I know whether there is one set of rules for honorary magistrates and another set of rules for the Presidency Magistrates ? ”

The hon. the PRESIDENT :—“ The question does not arise.”

Mr. ABDUL HAMEED KHAN :—“ May I know with reference to (b) why the Government did not consider it necessary to issue a reply ? ”

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—“ In the Government's opinion it was not necessary.”

Mr. A. KALESWARA RAO :—“ May I know why that representation was not consulted by the Government ? ”

The hon. Diwan Bahadur M. KRISHNAN NAYAR :—“ Because the Government thought that it was not necessary.”